
UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

JEROME HARRIS MITCHELL,

Petitioner,

versus

RICK THALER,

Respondent.

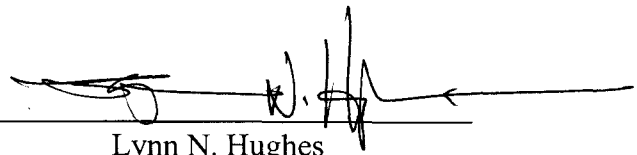
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CIVIL ACTION H-10-5167

Order of Adoption

On February 3, 2011, Magistrate Judge Stephen Wm. Smith issued a Memorandum and Recommendation (5). Mitchell filed objections (6). After considering the record and the law, the court adopts the Memorandum and Recommendation as its Memorandum and Order. Mitchell's petition is denied as time-barred. A certificate of appealability will not issue.

Signed March 7, 2011, at Houston, Texas.

A handwritten signature in black ink, appearing to read "L. N. Hughes", is written over a horizontal line.

Lynn N. Hughes
United States District Judge